

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
WESTERN DIVISION

DAVID FINNEMAN,

Plaintiff,

v.

Case No.: 5:23-CV-05034-KES

UNITED STATES DEPARTMENT OF  
AGRICULTURE, RISK MANAGEMENT  
AGENCY, and FEDERAL CROP  
INSURANCE CORPORATION,

Defendants.

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**MOTION FOR LEAVE TO AMEND COMPLAINT**

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COMES NOW the Plaintiff, David Finneman, by and through counsel, and pursuant to Rule 15 of the Federal Rules of Civil Procedure, Local Rule 15.1, and this Court's October 25, 2023, Scheduling Order and Briefing Schedule, moves this Court to Amend his original Complaint to more specifically assert and enumerate the legal grounds upon which Plaintiff seeks relief. Pursuant to Local Rule 15.1, the Plaintiff has attached as Exhibit 1, a copy of the proposed amended pleading with the proposed changes highlighted or underlined so that may be easily identified.

Respectfully submitted,

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/s/ Naomi R. Cromwell  
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(Admission *Pro Hac Vice*)

**CERTIFICATE OF SERVICE**

I, NAOMI R. CROMWELL, attorney for Plaintiff in the above styled and numbered cause, do hereby certify that I have this day served by electronic means through the Court's electronic filing system pursuant to Fed. R. Civ. P. 5(b)(2)(E) a true and correct copy of the foregoing pleading to Stephanie Bengford, AUSA, District of South Dakota, 325 South First Avenue, Suite 300, Sioux Falls, South Dakota 57101-2638.

THIS, the 17<sup>th</sup> day of November, 2023.

/s/ Naomi R. Cromwell  
NAOMI R. CROMWELL